

Agenda Item Form

Agenda Date: 3/23/04

Districts Affected: 3

Dept. Head/Contact Information: Patrick T. Abeln-Director of Aviation-780-4724

Type of Agenda Item:

- | | | |
|---|---|---|
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input checked="" type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input type="checkbox"/> Other _____ | | |

Funding Source:

- ☐ General Fund
☐ Grant (duration of funds: _____ Months)
☐ Other Source: _____

Legal:

☒ Legal Review Required Attorney Assigned (please scroll down): Sylvia Firth ☒ Approved ☐ Denied

Timeline Priority: ☐ High ☒ Medium ☐ Low # of days: _____

Why is this item necessary:

To regulate the proliferation of junked/disabled aircraft storage at EPIA.

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

NONE

Statutory or Citizen Concerns:

NONE

Departmental Concerns:

NONE

ITEM: An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.12 (Aircraft Use Regulations), Section 14.12.200 (Parking of aircraft) of the El Paso Municipal Code to add Section E. imposing a daily parking fee. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 14 (AIRCRAFT AND AIRPORTS),
CHAPTER 14.12 (AIRCRAFT USE REGULATIONS),
SECTION 14.12.200 (PARKING OF AIRCRAFT)
OF THE EL PASO MUNICIPAL CODE AND
IMPOSING A DEAD STORAGE PARKING RATE.
THE PENALTY AS PROVIDED IN CHAPTER 1.08
OF THE EL PASO MUNICIPAL CODE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That Title 14 (Aircraft and Airports), Chapter 14.12 (Aircraft Use Regulations) be amended as follows:

1. That Section 14.12.200, Parking of aircraft. be revised to read as follows:

14.12.200. Parking of aircraft.

- A. Aircraft shall not be parked in any area other than those so designated by the director.
- B. Aircraft shall not be parked at the passenger terminal building except for the purpose of loading or unloading passengers, mail, air express or air freight.
- C. Upon direction of the director, the operator of any aircraft parked or stored on the airport shall move such aircraft from the place where it is parked or stored to any other designated place or off the airport property. Should the operator refuse or fail to comply with such direction, the director may move the aircraft to such designated place or off the airport property at the operator's expense, and without liability for damage which may result in the course of such moving.
- D. Unairworthy aircraft, wrecks, "junkers", or parts thereof, shall not be stored on the public areas of the airport used for parking aircraft unless awaiting scheduled repairs by fixed base operators. Any non-flyable aircraft or aircraft parts which remain on public airport parking facilities for an excess of ninety (90) calendar days shall be

ORDINANCE NO. _____

classified as "Dead Storage" and the following storage rates shall apply:

1. Aircraft over 80,000 pounds - -\$100.00 per day
2. Aircraft under 80,000 pounds - -\$30.00 per day

Non-flyable aircraft or parts that are located on the public parking areas of the airport on the date this ordinance is adopted and approved shall have ninety (90) days from the date this ordinance is adopted and approved by City Council to either move the aircraft and/or parts or to begin paying the applicable "Dead Storage" fee.

2. Except as herein amended, Title 14 (Aircraft and Airports), Chapter 14.12 (Aircraft Use Regulations) of the El Paso Municipal Code, shall remain in full force and effect.

ADOPTED this 6th day of April 2004.

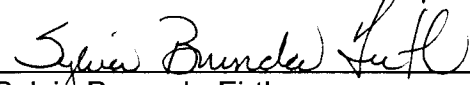
CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

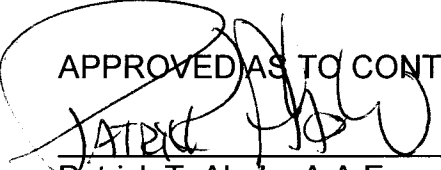
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Sylvia Borunda Firth
Assistant City Attorney

APPROVED AS TO CONTENT:



Patrick T. Abeln, A.A.E.
Director of Aviation